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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/841,666	04/24/2001	Mitsuhiro Tanaka	70868/55581	6486
21874	7590	11/18/2005	EXAMINER	
EDWARDS & ANGELL, LLP P.O. BOX 55874 BOSTON, MA 02205			NGUYEN, HOAN C	
			ART UNIT	PAPER NUMBER
			2871	

DATE MAILED: 11/18/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

11A

<b>Office Action Summary</b>	<b>Application No.</b> 09/841,666	<b>Applicant(s)</b> TANAKA ET AL.	
	<b>Examiner</b> HOAN C. NGUYEN	<b>Art Unit</b> 2871	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 19 September 2005.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-12 is/are pending in the application.  
4a) Of the above claim(s) 1-5 and 10-12 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 6-9 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

**DETAILED ACTION**

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 19 September 2005 has been entered.

On 10/25/05, applicant's representative calls for an Informal Interview to discuss the differences between the prior art and the amended claim before the application further executes. However, examiner thinks that the prior art Michiharu et al. (JP11147255) is still read on the amended claims since examiner interpret (a) the sides of groove being "ridge lines" and (b) "a circumferential direction" to be on the end surface of the die roller (see attachment). Therefore, in detailed, applicant should further define "ridge lines" and "a circumferential direction" in the claim language to overcome this interpretation.

***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Art Unit: 2871

Claims 6-9 are rejected under 35 U.S.C. 102(b) as being anticipated by Michiharu et al. (JP11147255) provided by applicant's IDS.

Michihara et al. (Figs. 1, 3, 8 and 9) an apparatus for producing an optical film comprising:

- a cylindrical die roller (mold roller as Fig.1 shown) having a matrix formed on a surface thereof in which a plurality of rows of concave portions or convex portions that are linearly continuous are regularly arranged so as to be adjacently formed in parallel with one another and being defined with ridge lines (the sides of a groove consider as ridge lines) so as to be inclined at a predetermined angle with respect to a circumferential direction (the end surface consider as circumferential direction) of the die roller (continuous V groove), wherein the predetermined angle is 10-80 degrees as clearly shown in Fig. 3 [ the V-groove depth of 5 microns and the V-groove interval of 200-300 microns, thus the inclined angle is in a range of 10°-80°].
- means (the heat roller type imprint press as Fig. 2 shown) for transferring a rough face of a die film to a surface of another film, the rough face resin plate 4 being produced by rotating the die roller on the die film and having convex portions or concave portions that are linearly continuous.

### **Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HOAN C. NGUYEN whose telephone number

Art Unit: 2871

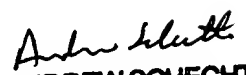
is (571) 272-2296. The examiner can normally be reached on MONDAY-THURSDAY:8:00AM-4:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kim H. Robert can be reached on (571) 272-2293. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

HOAN C. NGUYEN  
Examiner  
Art Unit 2871

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**ANDREW SCHECHTER**  
**PRIMARY EXAMINER**

# Attachments (please scan and Mail)

特開平11-147255

バイス記載図)

【符号の説明】

- 1 型ローラ
- 2 支持ローラ
- 3 ローラ用ヒータ
- 4 樹脂プレート
- 5 ベアリング
- 6 アーリー
- 7 温度センサー
- 8 広面ガイド板

9 狭面ガイド板

10 冷却部

11 ステップ面

12 3連続V溝面

13 トンネル炉

14 トンネル炉外枠

15 炉用ヒータ

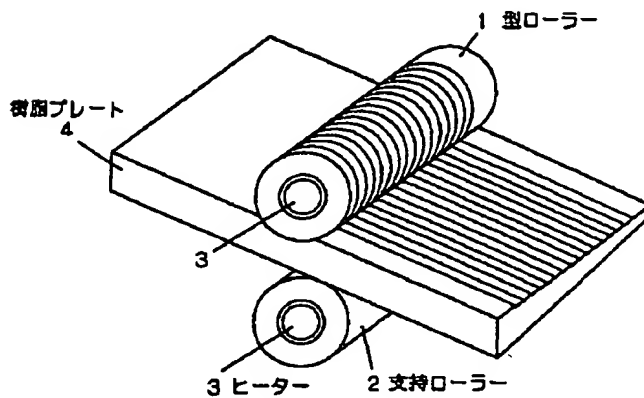
16 熱量調整プレート

17 熱量調整穴

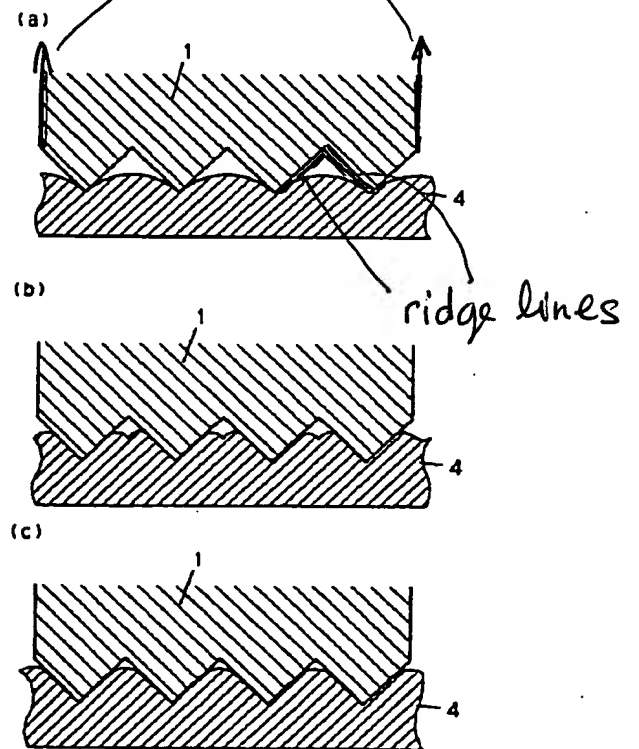
18 搬送ベルト

circumferential direction

【図1】



【図3】



【図2】

